

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on April 6, 2001

By:

Leslie Lindsay

Leslie Lindsay

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: Bishop *et al.*

Docket No: 17620/9316

Serial No.: 09/753,697

Group Art Unit: 1614

Filed: January 3, 2001

Examiner:

FOR: 24-HYDROXYVITAMIN D, ANALOGS AND USES THEREOF

REQUEST FOR REFUND
(Improper Charge of Deposit Account)

Commissioner for Patents
Washington, DC 20231
Attention: Office of Finance - Refund Division

Sirs:

1. Refund Request

This is a request for a refund with respect to the charge to Deposit Account No. 50-0842 shown on the statement dated 02-28-01 for the above identified

- ☒ application.
☐ patent.
☒ A copy of the monthly statement in which the error referred to occurs accompanies this request.

2. Fees Charged For Which Refund Requested

Amount of Refund
Requested

- | | |
|--|----|
| <input type="checkbox"/> Filing Fee | \$ |
| <input type="checkbox"/> Surcharge for filing the basis filing fee on a date later than the filing date of the application (37 CFR 1.16(e)) and/or | \$ |
| <input type="checkbox"/> Surcharge for filing the oath or declaration on a date later than the filing date of the application (37 VFR 1.16(e)) | \$ |
| <input type="checkbox"/> Extension of term | |
| <input type="checkbox"/> first month | \$ |
| <input type="checkbox"/> second month | \$ |
| <input type="checkbox"/> third month | \$ |

OFFICE OF FINANCE
REFUND DIVISION
2001 APR 10 AM 10:21
US PATENT & TRADEMARK
OFFICE

#3

<input type="checkbox"/> fourth month	\$
<input checked="" type="checkbox"/> Excess claims	\$74.00
	\$
<input type="checkbox"/> Issue Fee	\$
<input type="checkbox"/> Petition Fee	\$
<input type="checkbox"/> Patent maintenance fee	
<input type="checkbox"/> first maintenance fee	\$
<input type="checkbox"/> second maintenance fee	\$
<input type="checkbox"/> third maintenance fee	\$
<input type="checkbox"/> Patent maintenance fee surcharge	\$
<input type="checkbox"/> Other:	\$

TOTAL REFUND REQUEST \$74.00

3. Explanation of Why Contested Charge Is In Error

The filing receipt indicates that we were charged the small entity fees for 25 total claims and 11 independent claims, and that fees received were \$720.00. This application and preliminary amendment were filed with 25 total claims, and 9 independent claims. The calculations with this filing did not allow for the recent increase in filing fees for the independent claims in excess of three from \$39 to \$40 per claim; therefore the filing fee was underpaid by a total of \$6.00. The filing fee should have been \$640.00.

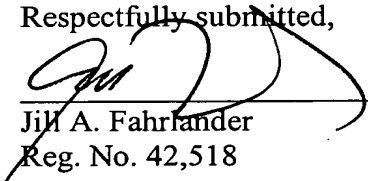
Our check in the amount of \$634.00 (copy of check #40606 enclosed) was submitted at filing. Additionally, our deposit account was charged \$80.00 in connection with additional independent claims. According to our calculations, \$6.00 is owed for the miscalculation of the filing fee. Therefore, we request that a refund of \$74.00 be credited to our deposit account.

4. Manner of Refund Please make refund by

☒ crediting Account No. 50-0842.
☐ refunding overpayment.

Date: April 6, 2001

Respectfully submitted,


 Jill A. Fahrlander
 Reg. No. 42,518

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**MICHAEL BEST
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Attorneys at Law
P.O. Box 1806
Madison, WI 53701-1806
Telephone: 608-257-3501

DATE **01-03-01**

Firststar Bank
Madison, Wisconsin

CHECK NO **40606**

79-46
759

AMOUNT
634.00

VOID AFTER 6 MONTHS

SIX HUNDRED THIRTY-FOUR AND 00/100 DOLLAR

**Commissioner of Patents
and Trademarks
Washington, DC 20231**

Charles A. Sperry



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MONTHLY STATEMENT
OF DEPOSIT ACCOUNT

To replenish your Deposit Account, detach and
return top portion with your check. Make check
payable to Commissioner of Patents & Trademarks.

Account No.	500842
Date	2-28-01
Page	1

MICHAEL BEST & FRIEDRICH, LLP
ACCOUNTS PAYABLE
P O BOX 1806

FINA

MADISON WI 53701-1806

PLEASE SEND REMITTANCES TO:
Patent and Trademark Office
P.O. Box 70541
Chicago, Ill. 60673

POSTED		CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
DAY	YR.						
5	01	29	09757336	9221V9002	104	66.00	1268.00
6	01	16	E-REPLENISHMENT		701	-140.00	1408.00
6	01	17	E-REPLENISHMENT		701	-45.00	1453.00
7	01	309	364614		466	15.00	1438.00
14	01	6	09753697	17620/9316	202	80.00	1358.00
20	01	2	E-REPLENISHMENT		701	-305.00	1663.00
20	01	6	09663019	96429-9033	101	-336.00	1999.00
20	01	8	09663019	96429-9033	103	-18.00	2017.00
20	01	9	09663019	96429-9033	102	-78.00	2095.00
20	01	11	09663019	96429-9033	202	30.00	2065.00
20	01	13	09663019	96429-9033	203	9.00	2056.00
20	01	13	07637867		116	-103.00	2159.00
20	01	15	07637867		117	-870.00	3029.00
22	01	8	09737894	61137/9002	203	612.00	2417.00
22	01	9	09737894	61137/9002	204	135.00	2282.00
23	01	3	PCT/US01/02423	14472-9002	150	-240.00	2522.00
23	01	4	PCT/US01/02423	14472-9002	151	-700.00	3222.00
23	01	5	PCT/US01/02423	14472-9002	800	-382.00	3604.00
23	01	6	PCT/US01/02423	14472-9002	566	-15.00	3619.00
23	01	69	371314		569	25.00	3594.00
26	01	25	09751923	31351/9004	104	270.00	3324.00
AMOUNT SUFFICIENT TO ER ALL SERVICES REQUESTED T ALWAYS BE ON DEPOSIT.				OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
				1334.00	1242.00	3232.00	3324.00

*** O.D. INDICATES OVERDRAWN



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

TSW/JAF

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/753,697	01/03/2001	1614	720	17620/9316	4	25	11

23510

MICHAEL BEST & FRIEDRICH, LLP
ONE SOUTH PINCKNEY STREET
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MADISON, WI 53701

Michael Best & Friedrich LLP

RECEIVED

FEB 23 2001

CONFIRMATION NO. 1609

FILING RECEIPT



OC00000005769868

DOCKETING
MADISON, WI

Date Mailed: 02/15/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

docketed for March 7/01 H.B.W.
Charles W. Bishop, Madison, WI;
Joyce C. Knutson, Madison, WI;
Stephen Strugnell, Madison, WI;

Assignment For Published Patent Application

Bone Care International, Inc, Middleton, WI;

Continuing Data as Claimed by Applicant

THIS APPLICATION IS A CON OF 09/086,969 05/29/1998

Foreign Applications

If Required, Foreign Filing License Granted 02/12/2001

Projected Publication Date: 05/24/2001

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

OFFICE OF FINANCE
REFUND BRANCH
2001 APR 10 AM 10:21
US PATENT & TRADEMARK
OFFICE

24-Hydroxyvitamin D, analogs and uses thereof

514

Team : OIPE

Date: 02/15/2001

[illegible]